

FORM PTO-1390 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK
OFFICE (REV 5-93)

ATTORNEY'S DOCKET NUMBER
1619.0020001/SRL/TBB

**TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. § 371**

U.S. APPLICATION NO. (IF KNOWN, SEE 37 C.F.R. § 1.5)
(to be assigned) 091402713

INTERNATIONAL APPLICATION NO.
PCT/CA98/00346

INTERNATIONAL FILING DATE
9 April 1998

PRIORITY DATE CLAIMED
10 April 1997

TITLE OF INVENTION

PCA3, PCA3 GENES, AND METHODS OF USE

APPLICANT(S) FOR DO/EO/US

BUSSEMAKERS, Marion J. G.

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☐ This is a FIRST submission of items concerning a filing under 35 U.S.C. § 371.
2. ☒ This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. § 371.
3. ☐ This express request to begin national examination procedures (35 U.S.C. § 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. § 371(b) and PCT Articles 22 and 39(1).
4. ☐ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☐ A copy of the International Application as filed (35 U.S.C. § 371(c)(2))
 - a. ☐ is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ has been transmitted by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ A translation of the International Application into English (35 U.S.C. § 371(c)(2)).
7. ☐ Amendments to the claims of the International application under PCT Article 19 (35 U.S.C. § 371(c)(3))
 - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ have been transmitted by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☐ have not been made and will not be made.
8. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. § 372(c)(3)).
9. ☐ An oath or declaration of the inventor(s) (35 U.S.C. § 371(c)(4)).
10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. § 371(c)(5)).

Items 11. to 16. below concern other document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 C.F.R. § 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 C.F.R. § 3.28 and 3.31 is included.
13. ☐ A FIRST preliminary amendment.
14. ☐ A SECOND or SUBSEQUENT preliminary amendment.
15. ☐ A change of power of attorney and/or address letter.
16. ☒ Other items or information:
 - a. An executed Statement Claiming Small Entity Status; and
 - b. Request for Partial Refund of Fees (in duplicate).

U.S. APPLICATION NO. (if known, see 37 C.F.R. 1.50) (to be assigned)		INTERNATIONAL APPLICATION NO. PCT/CA98/00346		ATTORNEY'S DOCKET NUMBER 1619.0020001/SRL/TBB	
---	--	---	--	--	--

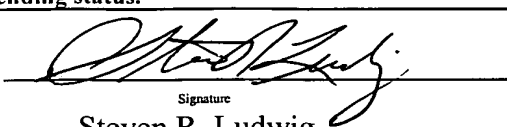
17. <input type="checkbox"/> The following fees are submitted:				CALCULATIONS	PTO USE ONLY
Basic National Fee (37 CFR 1.492(a)(1)-(5)): Search Report has been prepared by the EPO or JPO \$840.00					
International preliminary examination fee paid to USPTO (37 CFR 1.482) . \$670.00					
• No international preliminary examination fee paid to USPTO (37 CFR 1.482) but international search fee paid to USPTO (37 CFR 1.445(a)(2)) \$760.00					
• Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO \$970.00					
International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(2)-(4) \$ 96.00					
ENTER APPROPRIATE BASIC FEE AMOUNT = \$					
Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				\$	
Claims	Number Filed	Number Extra	Rate		
Total Claims	23 - 20 =	3	X \$18.00	\$	
Independent Claims	5 - 3 =	2	X \$78.00	\$	
Multiple dependent claim(s) (if applicable)			+ \$260.00	\$	
TOTAL OF ABOVE CALCULATIONS =				\$	
Reduction by ½ for filing by small entity, if applicable. Verified Small Entity statement must be filed. (Note 37 CFR 1.9, 1.27, 1.28)				\$	
SUBTOTAL =				\$	
Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				\$	
TOTAL NATIONAL FEE =				\$	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover (37 CFR 3.28, 3.31). \$40.00 per property				\$	
TOTAL FEES ENCLOSED =				\$	
				Amount to be: refunded	\$
				charged	\$

a. ☐ A check in the amount of \$_____ to cover the above fees is enclosed.

b. ☐ Please charge my Deposit Account No. _____ in the amount of \$_____ to cover the above fees. A duplicate copy of this sheet is enclosed.

c. ☐ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 19-0036. A duplicate copy of this sheet is enclosed.

NOTE: Where an appropriate time limit Under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO: STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C. 1100 New York Avenue, NW, Suite 600 Washington, D.C. 20005-3934	<div style="display: flex; justify-content: space-between; align-items: center;"> <div style="text-align: center;">  Signature Steven R. Ludwig Type Name </div> <div style="text-align: center;"> <u>12/8/99</u> Date </div> </div> <div style="text-align: center; margin-top: 10px;"> <u>36,203</u> Registration Number </div>
--	--

PCT Rec'd 08 DEC 1999

09 / 402713

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Marion J. G. Bussemakers

Appl. No. (U.S. National Phase of
PCT/CA98/00346; U.S. Appl.
No. (to be assigned))

Filed: (Int'l Filing Date: April 9, 1998)

For: **PCA3, PCA3 Genes, and Methods
of Use**

Art Unit: (To be assigned)

Examiner: (To be assigned)

Atty. Docket: 1619.0020001/SRL/TBB

Request for Partial Refund of Fees

Assistant Commissioner for Patents

Box PCT

Washington, D.C. 20231

Sir:

It is requested that \$590.00 be credited to our Deposit Account 19-0036. It is asserted that credit for the following is due:

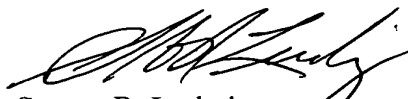
\$420.00	Filing fee (37 C.F.R. § 1.492(a)(5);
78.00	Claims - extra independent (over three) (37 C.F.R. § 1.492(b));
27.00	Claims - extra total (37 C.F.R. § 1.492(c)); and
<u>65.00</u>	Declaration after 30 months from priority date (37 C.F.R. § 1.492(e)).

\$590.00 Total Refund Due

An executed Statement Claiming Small Entity Status is filed concurrently herewith. Small entity status has been properly established and the present request for a partial refund of fees paid as a large entity has been filed within two months of the date of payment of the fee (paid October 8, 1999). It is therefore believed that a refund of \$590.00 is proper. Please credit our Deposit Account No. 19-0036 in this amount. A duplicate copy of this Request is enclosed.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Steven R. Ludwig
Attorney for Applicant
Registration No. 36,203

Date: December 8, 1999
1100 New York Avenue, N.W.
Suite 600
Washington, D.C. 20005-3934
(202) 371-2600